W.P.(C) No. 1793 of 2003

11.05.2004 Heard Mr. N.K. Barik, learned counsel for the petitioner Mr. D.K. Pani, learned Addl. Standing Counsel appearing for opposite party no.1 and Mr. D. Nayak, learned counsel for opposite party no.2 and.

The petitioner files this application seeking for regularization of service in the post of Watchman and for grant of regular scale of pay attached to the said post from the date of his joining with all consequential service benefits with retrospective effect.

Mr. N.K. Barik, learned counsel for the petitioner states that the petitioner though has rendered 18 years of service, he has been retrenched by order dated 03.09.2002. In the mean time, 16 years elapsed, and some outstanding dues are lying with the opposite parties. Therefore, liberty may be granted to the petitioner to approach the authority concerned for release of outstanding dues, so that the same can be considered.

Mr. D.K. Pani, learned Addl. Standing Counsel states that the State has no role to play.

Mr. D. Nayak, learned counsel for the opposite party no.2 states that since the petitioner has already been disengaged from service by order dated 03.09.2002 vide Annexure-E/2, if any outstanding is left out, the petitioner may approach the authority concerned, so that the same shall be considered and paid, if it is in lying.

Considering the contention raised by learned counsel for the parties and after going through the records, without expressing any opinion with regard to regularization of service of the petitioner, knowing fully well that on 03.09.2002, the petitioner has been disengaged, if any outstanding is due, the petitioner may approach the appropriate authority within a period of two weeks from today by filing a fresh representation, so that the same can be considered and the amount outstanding shall be paid to the petitioner in accordance with law, if any, within four months from the date of filing of representation communicated to him.

With the above observation and direction, the writ petition stands disposed of.

Issue urgent certified copy as per rules.

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Dr. B. R. Sarangi, J.

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